CLASSIFICATION OFFICE DECISION

Title of publication:	photo-9
Other known title(s):	Not stated
OFLC ref:	1600808.014
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	28 November 2016
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	28 November 2016

Summary of reasons for decision:

The computer image file promotes and supports the exploitation of children for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993. The publication is a sexualised image of a young girl. The sole purpose of the image is sexual arousal. The continued availability of such material encourages and reinforces a sexual interest in children and perpetuates the idea that they are appropriate subjects for adult sexual fantasy. The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.